
ORDER GRANTING ACIS'S AGREED MOTION TO AMEND SCHEDULING ORDER

Before the Court is Acis Capital Management, L.P. ("Acis LP") and Acis Capital Management GP, LLC's ("Acis GP" together with Acis LP, the "Reorganized Debtors," "Debtors," "Acis," or "Plaintiffs"), the Reorganized Debtors in the above-styled and jointly administered bankruptcy cases (the "Bankruptcy Cases") and Plaintiffs in the above-styled adversary proceeding (the "Adversary Proceeding")'s, Agreed Motion for New Scheduling Order. Having considered the briefing, all relevant authority, and the arguments of counsel (if any), the Court finds the Motion to be meritorious. Accordingly, the Court **GRANTS** the Motion and **ORDERS** that these deadlines shall replace and supersede the deadlines in the current Scheduling Order (Dkt. 73):

- A. **TRIAL DOCKET CALL & PRETRIAL CONFERENCE.** The docket call for trial in this matter will be held on **October 2, 2023**, at 1:30 PM at 1100 Commerce Street, 14th Floor, Courtroom #1, Dallas, Texas 75242. Trial will take place during the week of **October 16, 2023** unless otherwise ordered by the Court.
- B. **TRIAL STATUS CONFERENCE.** A status conference will be held on **August 7, 2023**, at 1:30 PM at 1100 Commerce Street, 14th Floor, Courtroom #1, Dallas, Texas 75242. At this status conference, the parties are expected to be prepared to discuss the status of this matter as it relates to its progression to trial.
- C. **RULE 26(F) CONFERENCE.** By **March 3, 2022**, the parties must confer about those matters listed in Federal Rule of Civil Procedure 26(f).
- D. **RULE 26(A)(1) DISCLOSURES.** By **March 17, 2022**, each party must provide to the other parties the initial disclosures required by Federal Rule of Civil Procedure 26(a)(1).

- E. **AMENDMENTS TO PLEADINGS.** By **July 30, 2022**, Plaintiff party must have sought leave to amend its complaint. Response to any amended complaint shall be due within Fifteen (15) days after filing of such amended complaint after leave is granted. With respect to any other pleading on file as of the date of this order other parties shall have until **April 15, 2022** by which to seek leave to amend. All rights are reserved to all Parties with respect to amendment of pleadings.
- F. **EXPERT DISCLOSURES & REPORTS.** By **May 26, 2023**, each party must disclose to the other parties the identity of any witness it may use at trial to present evidence under Federal Rule of Evidence 702, 703, or 705 and provide a report complying with Federal Rule of Civil Procedure 26(a)(2)(B).
- G. **REBUTTAL EXPERT REPORTS.** By **June 30, 2023**, each party must provide to the other parties any written rebuttal expert reports.
- H. **FACT DISCOVERY.** By **July 31, 2023**, the parties must have completed all fact discovery.
- I. **EXPERT DEPOSITIONS.** By **July 31, 2023**, the parties must have completed the depositions of all experts.
- J. **DISPOSITIVE MOTIONS.** By **August 14, 2023**, the parties must have filed all dispositive motions, which must be heard by **September 25, 2023**.
- K. **TRIAL EXHIBITS & TRIAL WITNESSES.** By **October 23, 2023**, the parties must have filed a list of trial exhibits and exchanged all such trial exhibits (except for impeachment documents and demonstratives) and filed a list of witnesses to be called at trial. Each exhibit shall be marked with an exhibit label. By **October 16, 2023**, the parties, after conferring, must file any objections to trial exhibits and trial witnesses. All exhibits not objected to in writing by this date will be admitted into evidence at trial without further

proof. Written objections to exhibits shall be taken up either at the beginning or during trial or at the pretrial conference.

L. **PRE-TRIAL MOTIONS.** By **October 9, 2023**, the parties must have filed all pre-trial motions, such as motions in limine and motions challenging the admissibility of expert testimony.

M. **JOINT PRE-TRIAL ORDER.** By **October 9, 2023**, the parties must have filed a joint pre-trial order in compliance with Local District Court Rule 16.4. All counsel are responsible for preparing the Joint Pretrial Order, which shall contain the following: (a) a summary of the claims and defenses of each party; (b) a statement of stipulated facts; (c) a list of the contested issues of fact; (d) a list of contested issues of law; (e) an estimate of the length of trial; (f) a list of additional matters which would aid in the disposition of the case; and (g) the signature of each attorney.

This Order is being entered without prejudice to the rights of the parties to seek to extend or modify the terms of this Amended Scheduling/Docket Control Order.

End of Order

AGREED:

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Acis Capital Management, L.P.,
Plaintiff
Dondero,
Defendant

Adv. Proc. No. 20-03060-sgj

CERTIFICATE OF NOTICE

District/off: 0539-3

User: admin

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Date Rcvd: Feb 23, 2023

Form ID: pdf012

Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 25, 2023:

Recip ID	Recipient Name and Address
aty	+ Winstead PC, 500 Winstead Building, 2728 N. Harwood Street, Suite 500, Dallas, TX 75201-1743
clmagt	+ Kurtzman Carson Consultants LLC, Attn: Drake Foster, 222 N. Pacific Coast Highway, Ste. 300, El Segundo, CA 90245-5614

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 25, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 23, 2023 at the address(es) listed below:

Name	Email Address
J. Robert Forshey	on behalf of Plaintiff Acis Capital Management GP LLC bforshey@forsheypostok.com, calendar@forsheypostok.com;jgonzalez@forsheypostok.com;bforshey@ecf.courtdrive.com;calendar_0573@ecf.courtdrive.com
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TOTAL: 14